

California Regional Water Quality Control Board  
Santa Ana Region

**UPDATE TO THE**

**June 4, 2004**

**AGENDA**

The following items have been excluded from the agenda packet for the reasons indicated below:

Item No.:

- 12     **General Waste Discharge Requirements, (NPDES NO. CAG998002) — Order No. R8-2004-0021.** This item has been postponed to the August 13, 2004 Board Meeting.
- 13     **Appeal of Staff's Denial of an Exemption from a Waste Discharge Prohibition.** Justin Kilgore, Granite Valley Trail, Homeland, Riverside County. This item has been added to the consent calendar.
- 17     **Mandatory Penalties Complaint – Atlantic Richfield Company, Service Station at 5981 Warner Avenue, City of Huntington Beach.** The liability was paid and discharger waived its right to a hearing. No Board action required.
- 18     **Executive Officer's Report** – This item will be presented orally.

California Regional Water Quality Control Board  
Santa Ana Region

June 4, 2004

ITEM: 13

SUBJECT: Appeal for an Exemption from the Homeland-Green Acres and Romoland Waste Discharge Prohibition, Justin Kilgore, Homeland Area, Riverside County, APN 455-220-07 (and APNs 455-220-05, 06, 08, 10, 11, 12 and 13)

DISCUSSION:

On April 21, 2004, Mr. Kilgore submitted a request for approval for the use of a septic tank-subsurface disposal system on his property located at Granite Valley Trail in the Homeland area of Riverside County (see attached map). The parcel (APN 455-220-07) is approximately 0.74 acres (gross) in size. A single-family house (mobile home) is proposed to be constructed on this lot, to be serviced by a septic tank-subsurface disposal system. The above-referenced lot lies within the boundaries of Assessment District No. 4 of Eastern Municipal Water District; however, there is no sewer line available, nor any plans to provide sewer to this area.

On September 7, 1982, after extensive study and following a public hearing, the Regional Board adopted a waste discharge prohibition applicable to the use of septic systems in the Homeland-Green Acres and Romoland areas of Riverside County. By Resolution No. 87-77, the Regional Board extended the effective date of the prohibition to July 1, 1990. After July 1, 1990, only those septic systems that are on one acre or more (net) and are more than 200 feet from the sewer are exempt from the waste discharge prohibition. Mr. Kilgore did not receive an exemption from the waste discharge prohibition. Mr. Kilgore's property was subdivided in 1979 prior to the adoption of the waste discharge prohibition. Since this subdivision, several lots that are under one acre in size (the lots range from 0.54 to 0.93 acres) and are adjacent to Mr. Kilgore's property (APN 455-220-05, 06, 08, 10, 11, 12 and 13) have inadvertently received approval for the use of on-site septic tank-subsurface disposal systems from Riverside County Environmental Health, in violation of the Regional Board's waste discharge prohibition. Homes using septic tank-subsurface disposal systems have been constructed on four of these lots.

As a matter of equity, and considering that sewerage of this area is not planned, staff recommends that an exemption from the Homeland-Green Acres and Romoland waste discharge prohibition be granted for Mr. Kilgore's lot and adjacent lots APN 455-220-05, 06, 08, 10, 11, 12 and 13, provided that a County-approved soils percolation report is submitted demonstrating that these lots are suitable for subsurface disposal system use. (In some cases, acceptable soils percolation reports have been submitted.) The exemption would specify that only one single-family dwelling is to be constructed on each lot.

RECOMMENDATION:

Approve an exemption from the Homeland-Green Acres and Romoland Waste Discharge Prohibition for Mr. Kilgore's property and the adjacent properties specified above, and direct staff to issue Attachments "A", contingent on the submission of an acceptable soils percolation report, and with the condition that only one single-family dwelling be constructed on these lots.

Comments were solicited from the following:

State Water Resources Control Board, Office of the Chief Counsel – Jorge Leon  
Riverside County Environmental Health – Sam Martinez/Greg Dellenbach  
Riverside County Building and Safety – Jim Miller  
Riverside County Planning – Mark Balys  
Eastern Municipal Water District – Pauline White



# California Regional Water Quality Control Board

## Santa Ana Region



**Terry Tamminen**  
Secretary for  
Environmental  
Protection

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**Arnold Schwarzenegger**  
Governor

May 20, 2004

Justin Kilgore  
11532 First Avenue  
Hesperia, CA 92345

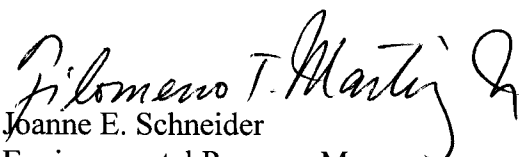
APPEAL TO THE REGIONAL BOARD FOR AN EXEMPTION FROM THE HOMELAND-GREEN ACRES AND ROMOLAND WASTE DISCHARGE PROHIBITION FOR THE USE OF AN ONSITE SEPTIC TANK-SUBSURFACE DISPOSAL SYSTEM AT GRANITE VALLEY TRAIL, HOMELAND, RIVERSIDE COUNTY, APN 455-220-07 (and APNs 455-220-05, 06, 08, 10, 11, 12 and 13)

Dear Mr. Kilgore:

This is in response to your request to appeal Regional Board staff's denial of an exemption from the minimum lot size requirement for subsurface disposal system use at the above-referenced site. Your appeal has been scheduled for consideration at the Board's June 4, 2004 meeting at City Council Chambers of Loma Linda, 25541 Barton Road, Loma Linda. The meeting is scheduled to begin at 9:00 a.m. A copy of the staff report that will be presented to the Board regarding this matter and the agenda announcement for the meeting are enclosed.

During the meeting, you will have an opportunity to present your case to the Board. If you have any questions about the proceedings, please contact Jun Martinez at (909) 782-3258 or Susan Beeson at (909) 782-4902.

Sincerely,

for   
Joanne E. Schneider  
Environmental Program Manager

Enclosures: Staff Report and Agenda Announcement

cc w/enc: State Water Resources Control Board, Office of the Chief Counsel – Jorge Leon  
Riverside County Environmental Health – Sam Martinez/Greg Dellenbach  
Riverside County Department of Building and Safety – Jim Miller  
Riverside County Planning – Mark Balys

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**California Environmental Protection Agency**

